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OFFICE OF PETITIONS

In re Application of	:	
Brian D. Follstad	:	
Application No. 10/620,064	:	DECISION ON RENEWED PETITION
Filed: July 15, 2003	:	UNDER 37 C.F.R. §1.182
Attorney Docket No.: 3374-A	:	
Title: METHOD AND MEDIA FOR	:	
CONTROLLING SIALYLATION OF	:	
PROTEINS PRODUCED BY MAMALIAN	:	
CELLS	:	

This is a decision on the renewed petition under 37 CFR §1.182, filed November 8, 2004.

On October 17, 2003, Petitioner was mailed a Notice of Missing Parts (notice), which set a shortened statutory period for reply of two (2) months. The notice indicated that an executed oath or declaration was required, along with the associated surcharge of \$130.

With the original petition, received on February 17, 2004, Petitioner submitted the petition fee and surcharge, along with a two-month extension of time. Petitioner also submitted a docket record, along with an assertion that the notice was not received. In January of 2004, Petitioner submitted a status inquiry, and learned of the notice. At which time, a copy of said notice was sent to him via facsimile transmission. Petitioner requested that the time period for reply be reset, and the extension of time fees be refunded.

A decision was mailed on September 9, 2004, which dismissed the petition for failing to include an attestation that Petitioner searched the file jacket and the place where she normally would keep such communications and could not find it.

With the renewed petition, Petitioner has rectified these deficiencies. As such, the renewed petitioner is **GRANTED** and the response to the notice of October 17, 2003 will be considered to have been timely filed.

As such, the two-month extension of time fee will be refunded to Petitioner's Deposit Account, as authorized in the original petition.

After the mailing of this decision, the application will be forwarded to Technology Center 1600 for further processing.

The general phone number for the Office of Petitions which should be used for status requests is (571) 272-3282. Telephone inquiries regarding *this decision* should be directed to the undersigned at (571) 272-3225.



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